

**BEFORE THE IOWA
ETHICS AND CAMPAIGN DISCLOSURE BOARD
Pursuant to Chapter 17A and Chapter 68B**

IN THE MATTER OF:)	
)	Case No. <u>2008 IECDB 11</u>
CHARLES ALLISON,)	
In the Capacity as Candidate for)	STATEMENT of CHARGES and
Allison for Secretary of State,)	NOTICE of HEARING
RESPONDENT.)	

HEREIN, pursuant to Iowa Code section 68B.32C a contested case will be held before Presiding Officer Gerald Sullivan. The hearing is scheduled for 2:30 p.m. on July 1, 2008, and shall be held telephonically. At least 5 days before the hearing the Respondent shall provide the Board's Legal Counsel with a telephone number where he will be present for the hearing.

ALLEGATION I

Pursuant to Iowa Code section 68A.402 and Iowa Code section 68B.32A(7), as the candidate for a candidate's committee that had not been certified for dissolution the Respondent was required to file a January 19, 2008 campaign report and has failed to do so.

ALLEGATION II

Pursuant to Board rule 351—4.55(5), Respondent was required to file a copy of the committee's final bank statement accounting for all final committee transactions and the Respondent has failed to do so.

ALLEGATION III

Respondent transferred a campaign debt of \$1,752.33 owed to ACME Printing, a corporation, from his campaign to himself. No documentation was provided that the debt was repaid. Under Board rule 351—4.47, an unpaid debt to a corporation is treated by the Board as an impermissible corporate contribution under Iowa Code section 68A.503.

ALLEGATION IV

Respondent transferred a campaign debt of \$787.69 owed to Macdonald Letter Service, a corporation, from his campaign to himself. No documentation was provided that the debt was repaid. Under Board rule 351—4.47, an unpaid debt to a corporation is treated by the Board as an impermissible corporate contribution under Iowa Code section 68A.503.

DESCRIPTION OF PROCEDURE

If the conduct described in the Allegation is proven by a preponderance of the evidence, the Respondent is subject to the imposition of penalties under Iowa Code section 68B.32D. Both parties may present evidence, call witnesses, and enter motions. The Board's Legal Counsel is responsible for proving the violation.

The Board's jurisdiction and authority are provided in Iowa Code chapter 68B. The hearing will be conducted in accordance with the procedural rules in 351—Chapter 11. Pursuant to 351—11.8(3), within 10 days of service of this notice either party may request that the presiding officer be an administrative law judge assigned by the Department of Inspections and Appeals. The procedure for settlement of this matter is governed by rule 351—9.5.

Copies of all filings should be addressed to the Board's Legal Counsel:

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Des Moines, Iowa 50319
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(515) 281-3701 (fax)
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that this Statement of Charges and Notice of Hearing was sent by first class mail, address service requested, on May 30, 2008, to:

Charles Allison
3001 E. 43rd Street
Des Moines, Iowa 50317

W. Charles Smithson
W. Charles Smithson, IECDB Legal Counsel